IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH AT NAGPUR
Writ Petition No.2206/2006

Amol Mohan Raut ..vs.. Shivaji Education Society, and others

Office Notes, Office Memoranda of Coram, appearances, Court's Orders or directions and Registrar's orders.	Court's or Judge's Orders

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CORAM: A. P. LAVANDE & R. V. MORE, JJ.
DATED : 27th September, 2007

Civil Application No. 6824/2007

Heard Mrs. U. A. Patil, Advocate for the petitioner, Mr. P. B. Patil, Advocate for respondent Nos. 1, 2, 5 and Mr. Deshpande, A.G.P. for respondent No.4.

By this application, the petitioner seeks correction of nomenclature of respondent No. 5. Learned counsel for the respondents have no objection. Hence, the application is allowed. Amendment in the cause title be carried out forthwith. Application is disposed of.

Writ Petition No. 2206/2006

Heard.

Learned counsel for respondent Nos. 1, 2 and 5 has filed pursis stating that the post on which the petitioner is transferred at Jijamata Mahavidyalaya, Buldhana is lying vacant and if the petitioner reports for joining within five days, he will be allowed to join the post.

In view of the pursis filed by the learned counsel for respondent Nos. 1, 2 and 5, the main grievance of the

petitioner has been redressed. Insofar as the claim of salary for the period from 12.05.2005 onwards is concerned, it has been contended by learned counsel for respondent Nos. 1, 2 and 5 that the petitioner was not working at the relevant time and as such he is not entitled to salary for the said period.

In view of above, we are not inclined to decide the said issue since it involves disputed question of fact. However, liberty to the petitioner to avail of appropriate remedy for claiming salary for the period beginning from 12.05.2005 onwards from the concerned respondents.

The writ petition is disposed of with no order as to costs.

JUDGE **JUDGE**

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